

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD**  
**December 21-25, 1998**

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
12-21	EX EX	74/613,181 74/613,182	International Data Group, Inc.	Cissel* Seeherman Walters	2(e)(1)	Refusal Affirmed (in both cases)		"WEB BUSINESS" [prerecorded videos, audio cassettes, CD-ROMs, and laser discs dealing with products and strategies on the Internet]; "WEB BUSINESS" [magazines, journals, brochures, pamphlets, booklets and manuals dealing with products and strategies on the world wide computer information network]		Fisher	No
12-21	EX	75/002,545	Virginia Baseball Club LC	Cissel Quinn* Bucher	2(e)(2); Section 6 disclaimer requirement (of words "BASEBALL CLUB"); whether applicant's goods are properly classified	Refusal Affirmed (on all grounds)		"VIRGINIA BASEBALL CLUB" [entertainment services in the nature of baseball exhibitions]		Greenbaum	No
12-21	OPP	95,975	Stratosphere Skateboards, Inc. v. Stratosphere Corp.	Hanak* Walters Bucher	2(d)	Opposition Sustained	"STRATOSPHERE" [retail store services in the field of sportswear; sportswear, namely, shoes, socks, pants, shirts, shorts, jackets, swimsuits, hats, etc.]	"STRATOSPHERE TOWER" [clothing, namely, shirts, pants, shorts, jackets, and hats]			No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

(2) \*=Opinion Writer; (D)=Dissenting Panel Member

**SUMMARY OF FINAL DECISIONS ISSUED BY THE TRADEMARK TRIAL AND APPEAL BOARD**  
**December 21-25, 1998 (continued)**

Date Issued	Type of Case(1)	Proceeding or Appn. No.	Party or Parties	TTAB Panel(2)	Issue	TTAB Decision	Opposer's or Petitioner's Mark and Goods or Services	Applicant's or Respondent's Mark and Goods or Services	Mark and Goods Cited by Examining Attorney	Examining Attorney	Citable as Precedent of TTAB
12-21	EX	74/675,535	Free-Flow Packaging Corp.	Simms* Quinn Chapman	2(d)	Refusal Affirmed		"DIAMOND PACK THE CROWN JEWEL OF PAPER PACKAGING" (and diamond design) [fan-folded or pleated paper sheets which can be crumpled and wrapped about objects packed in cardboard cartons such as cardboard boxes]	"DIAMOND-PAK" [dunnage devices, namely, selectively expandable cellular void fillers constructed from corrugated paperboard]	Fickes	No
12-23	EX	74/581,133	Astra Merck Inc.	Simms* Hairston Walters	whether applicant can register its mark for goods described as "a full line of pharmaceuticals"	Refusal Affirmed		design mark ["a full line of pharmaceuticals"]		Fisher	No

(1) EX=Ex Parte Appeal; OPP=Opposition; CANC=Cancellation; CU=Concurrent Use; (SJ)=Summary Judgment; (MD)=Motion to Dismiss; (MR)=Motion to Reopen; (R)=Request for Reconsideration

(2) \*=Opinion Writer; (D)=Dissenting Panel Member